THE HON'BLE MR. JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.27895 of 2007

Date:27.12.2007

Between:
Gasaganti Mohan.

… Petitioner

AND
The Municipal Corporation,
Karimnagar, reptd., by its Commissioner,
Karimnagar.

… Respondent

Counsel for the petitioner: Sri K.Venu Madhav.

Counsel for the respondent: Sri J.Kanakaiah.

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THE HONOURABLE MR.JUSTICE C.V.NAGARJUNA REDDY

WRIT PETITION No.27895 of 2007

ORDER:-

This Writ Petition is filed for a Writ of Mandamus to declare the inaction of the respondent in taking action against the illegal construction of drain/nala in the land of the petitioner in Survey No.92/2, contrary to the markings given by the officials of the respondent-Corporation, as illegal and arbitrary.

Heard Sri K.Venu Madhav, learned counsel for the petitioner, and Sri J.Kanakiah, learned Standing Counsel for the respondent-Corporation.

The grievance of the petitioner is that though the officials of the respondent had given markings for the contractor to execute the work of construction of drain/nala, which passes in front of the house of the petitioner, the contractor has deviated from the said markings in such a way as the excavation is being carried on, on a part of his land.

At the hearing, learned counsel for the petitioner submitted that though representation dated 30-10-2007 was made by the petitioner to the respondent-Corporation, so far it has not taken any action on the same. Learned Standing Counsel for the respondent-Corporation submitted that the Corporation will have no objection if a direction is given to dispose of the representation submitted by the petitioner.

Having regard to the respective submissions of the learned counsel, without going into the merits of the Writ Petition, I deem it appropriate to dispose of the Writ Petition directing the respondent-Corporation to dispose of representation dated 30-10-2007, said to have been received by

the office of the respondent on 3-11-2007, within a period of ten days from the date of receipt of a copy of this order.

With the above direction, the Writ Petition is disposed of.

C.V.NAGARJUNA REDDY,J
27-12-2007

Note:
Issue CC in three days.
(B.O)

MNR